Administration of Campaign Finance, Conflict of Interest & Lobbying Laws



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GOVERNMENTAL ETHICS COMMISSION

www.accesskansas.org/ethics

Debra George Treasurer for James George 501 North 12th Street Independence, KS 67301 September 27, 2006

Notification of Material Error or Omission In A Receipts and Expenditures Report

RE: Receipts and Expenditures Report Due July 24, 2006 (Covering the Period January 1, 2006 thru July 20, 2006)

A review of your Receipts and Expenditures Report identified above indicates the material error(s) or omission(s) <u>listed on the other side of this page</u>. Such error(s) and omission(s) must be corrected within (30) days of the date of this notice by filing an amended report.

File the amended report within thirty (30) days with:

Secretary of State 120 SW 10th Memorial Hall Topeka, KS 66612

AND

The Candidate's Home County Election Officer

As provided by law, a copy of this notice has been made a part of your record in the Secretary of State's Office. The intentional failure to file an amended report within thirty (30) days is a class A misdemeanor. In addition, you may not accept contributions or make expenditures following the end of the thirty (30) day period if the amended report has not been filed.

Additional information and assistance may be obtained by writing or calling this office. If after having contacted this office substantial issues remain unresolved, you may within ten (10) days of receipt of this notice request a hearing before the Commission.

Executive Director

- 1. The July 24, 2006 Report did not disclose a payment to the Secretary of State for the candidate's filing fee. If the filing fee was paid by the candidate from personal funds, it should be recorded on Schedule B (In-Kind Contributions) as an "in-kind" contribution from the candidate to the campaign. If the filing fee was paid from campaign funds, this expenditure should be listed on Schedule C (Expenditures & Other Disbursements). The July 24, 2006 Report must be amended by showing the payment of the filing fee either on Schedule B or Schedule C and on the cover summary page.
- 2. Schedule A (Contributions and Other Receipts) lists a \$40 contribution with the notation "Anonymous Contributor (Money dropped in door of business).
- K.S.A. 25-4154 (b) states, "No person shall give or accept any contribution in excess of \$10 unless the name and address of the contributor is known to the individual receiving the contribution." If the campaign is not aware of the name of the contributor, this \$40 can not be used by the campaign and must be expended in a non-political manner since this would be an illegal contribution. An explanation as to how the \$40 was disbursed must be provided in a letter to the Commission.
- 3. The beginning balance of \$31.59 listed on the July 24, 2006 Report is not the same as the ending balance of \$402.97 listed on the January 10, 2006 Report. This difference of \$371.38 must be explained in an amended report.

If you have any questions, feel free to contact this office.